IN THE HIGH COURT OF UTTARTANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital the 16th day of March 2005
Second Bail Application No. 189 of 2005
Order on the bail application of accused.

Criminal Side

Kulbir Singh,
S/o Pyara Singh,
R/o Village Sarver khera,
District Udham Singh Nagar
District Dehradun … Applicant.

Vs.

State of Uttaranchal … Opposite party.

Arising out of Crime No. 771/2003
U/S 302 I.P.C.
P.S. Kashipur.
District- Udham Singh Nagar.

Hon'ble Irshad Hussain, J.

Heard Sh. A.S. Gill learned counsel for the applicant-accused and Sh. D.K. Sharma learned GA for the state.

This is a second bail application. Attention has been drawn to the seat of the injury as mentioned in the inquest report and also in the post mortem report. At this stage it can not be said that there was only one fire arm injury. There were two assailants, who wielded fire-arm. Considering this, no fresh ground is made out. Therefore, the second bail application is rejected.

(Irshad Hussain, J.)

Dated:- 16.05.2005
MK